



BRAINWARE UNIVERSITY

Course – MBA

Commercial and Industrial Law (MBA 107)

(Semester – 1)

Time allotted: 3 Hours

Full Marks : 70

[The figure in the margin indicates full marks. Candidates are required to give their answers in their own words as far as practicable.]

Group –A

(Multiple Choice Type Question)

1. Choose the correct alternatives for the following:

10 x 1 = 10

i) The term contract is defined under which Section of the Contract Act?

- a) Sec 2 (h)
- b) Sec 3 (a)
- c) Sec 2 (a)
- d) Sec 3 (b)

ii) Minimum number of members required in case of private limited company as per Companies Act, 1956 is

- a) 1
- b) 2
- c) 5
- d) 7

iii) Undue influence is defined under which section of Contract Act, 1872?

- a) Section 15
- b) Section 16
- c) Section 17
- d) Section 18

- iv) When agreement is done by minor, the agreement is:
- a) Valid
 - b) void
 - c) Voidable at the option of a party whose consent was so caused
 - d) Partially void
- v) The PF Act was passed in the year
- a) 1952
 - b) 1872
 - c) 1930
 - d) 1948
- vi) The minimum number of workers required to maintain a canteen is
- a) 250
 - b) 300
 - c) 340
 - d) 500
- vii) The maximum rate of bonus is
- a) 15%
 - b) 8.33%
 - c) 20%
 - d) 12%
- viii) The rate of contribution for employees under ESI is
- a) 10%
 - b) 1.5%
 - c) 4.75%
 - d) 1.75%

ix) The meeting called once in a year for a company is

- a) Statutory Meeting
- b) Annual General Meeting
- c) Class Meeting
- d) Special Meeting

x) The definition of lock out is given in

- a) Factories Act
- b) The payment of Bonus Act
- c) The Industrial Disputes Act
- d) The ESI Act.

Group - B

(Short Answer Type Questions)

Answer any three of the following

3 x 5 = 15

- 2. Explain prospectus of a company.
- 3. Explain the term 'fraud'.
- 4. Explain the term strike and different types of strike.
- 5. Explain health facilities under Factories Act.
- 6. Explain the provisions of ESI under relevant act.

Group - C

(Long Answer Type Questions)

Answer any three of the following

3 x 15 = 45

- 7. Explain minor's agreement and different consequences of minor are agreement.
- 8. Explain types of shares in a company.
- 9 . Explain Memorandum and Articles of Association submitted at the time of formation of a company.
- 10. Explain bonus provisions applicable in a company. How bonus is determined & calculated?
- 11. Explain types of disputes with examples.